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Attorneys for Plaintiffs
 ORACLE AMERICA, INC. and ORACLE
 INTERNATIONAL CORPORATION

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ORACLE AMERICA, INC., a Delaware
 corporation; ORACLE INTERNATIONAL
 CORPORATION, a California corporation

Plaintiffs,

v.

BERND APPLEBY; JAMES OLDING;
 TERIX COMPUTER COMPANY, INC., a
 California corporation; TUSA, INC., a
 Delaware corporation; ERMINE IP, INC., a
 Delaware corporation; and ERMINE
 SERVICES, LLC, a Delaware company; and
 DOES 1-50,

Defendants.

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 INC., ERMINE IP, INC., AND ERMINE
 SERVICES, LLC

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Attorneys for Defendant
 TERIX COMPUTER COMPANY, INC.

Case No.: 3:16-cv-02090-JST

**STIPULATION AND [PROPOSED]
 ORDER**

STIPULATION AND [PROPOSED] ORDER
 Case No.: 3:16-cv-02090-JST

1 WHEREAS, on September 29, 2016, the Court issued a Scheduling Order (ECF No. 82);

2 WHEREAS, the current fact discovery cut-off is March 3, 2017;

3 WHEREAS, the Parties filed a Joint Case Management Conference Stateemnt on January
4 9, 2017 (ECF No. 89), describing the discovery that has taken place since the last CMC statement
5 was filed;

6 WHEREAS, the parties agree that a three-month extension of the fact discovery cutoff is
7 appropriate under the circumstances and will not unduly prolong the case.

8 NOW, THEREFORE, the Parties hereby stipulate, and ask the Court to order, as follows:

9 The Scheduling Order is modified as follows:

10	Fact discovery cut-off	6/2/2017
11	Expert disclosures	7/14/2017
12	Expert rebuttal	8/11/2017
13	Expert discovery cut-off	9/15/2017
14	Deadline to file dispositive motions	9/22/2017
15	Pretrial conference statement due	12/8/2017
16	Pretrial Conference	12/15/2017
17	Trial	1/16/2018

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2 Dated: January 18, 2017

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Spencer H. Wan

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5 By: /s/ Thomas S. Hixson
Thomas S. Hixson
Attorneys for Plaintiffs
Oracle America, Inc. and Oracle
International Corporation

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8 Dated: January 18, 2017

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James Olding, TUSA Inc., Ermine IP, Inc.,
And Ermine Services, LLC

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14 Dated: January 18, 2017

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17 By: /s/ Monique D. Jewett-Brewster
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STIPULATION AND [PROPOSED] ORDER
Case No.: 3:16-cv-02090-JST

ATTESTATION

I, Thomas S. Hixson, am counsel for Oracle America, Inc. and Oracle International Corporation. I am the registered ECF user whose username and password are being used to file this Stipulation. In compliance with LR 5-1(i)(3), I hereby attest that the above-identified counsel concurred in this filing.

Dated: January 18, 2017

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Thomas Hixson

Thomas S. Hixson
Attorneys for Plaintiffs
Oracle America, Inc. and Oracle International Corporation

IT IS SO ORDERED.

Dated: January 18, 2017

By: 

Hon. Jon S. Tigar
United States District Judge